

U.S. DISTRICT COURT OF THE STATE OF NEW YORK
 COUNTY OF SOUTHERN
 U.S. UNDERWRITERS INSURANCE COMPANY,

Maverick Process 516-693-1100

ATTORNEY SOKOLOFF 19350
 RETURN DATE
 INDEX NO 07 CIV 8687
 INDEX DATE
 CALENDAR NO
 3rd PARTY INDEX#
 JUDGE PAULEY

- against -

ABYSSINIAN DEVELOPMENT CORPORATION, A.L. EASTMOND & SONS,
 INC., EASTMOND & SONS BOILER REPAIR & WELDING SERVICE,

Defendant(s)
 Respondent(s)

STATE OF NEW YORK: COUNTY OF NASSAU

SS:

AFFIDAVIT OF SERVICE

THE UNDERSIGNED DEPONENT BEING DULY SWEORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION
 AND IS OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on 10/15/2007 at 12:35 PM at 4 WEST 125TH STREET, NEW YORK, NY

deponent served the within SUMMONS IN A CIVIL ACTION AND COMPLAINT

upon

ABYSSINIAN DEVELOPMENT CORPORATION

Said Documents Were Properly Endorsed with the
 Index Number and Date of Filing thereon

witness/defendant/respondent (hereafter called the recipient) therein named.

A. Individual By Personally delivering to and leaving with said individual, and that he knew the person so served and described as recipient thereof

B. Corp/ By delivering to and leaving with CANDACE HEARING - RECEPTIONIST and that he knew the person
 Prtnship so served and authorized to accept service to an officer Director managing agent or general agent cashier Asst Cashier
 Agent authorized by appointment or by law to receive service.

C. Suitable Age Person By delivering therewith a true copy of each to a person of suitable age and discretion.
 Said premises is recipient's actual place of business dwelling place usual place of abode within the state

D. Affixing to Door, Etc. By affixing a true copy of each to the door of said premises, which is recipient's actual place of business dwelling place
 usual place of abode within the state. Deponent was unable, with due diligence to find recipient or a person of suitable age
 discretion, therewith, having called there

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Deponent talked to who stated that recipient lived worked there.

E. Mailing W/B.C or On Deponent completed said service under the last two sections by mailing a copy of
 the above named process by First Class Mail addressed to the witness/defendant/respondent to the above address of service which
 is recipient's last known residence last known place of business (with additional endorsement of Personal and Confidential
 on face of envelope.)

RPAPL 735 An additional mailing by Certified Mail was made to the respondent at the premise sought to be recovered.

F. DRL Sec232 The required notice was legibly printed on the face of the summons. I identified the defendant by photograph annexed hereto
 which was provided by the plaintiff.

G. Description SEX SKIN COLOR HAIR COLOR AGE (approx.) HEIGHT (approx.) WEIGHT (approx.)
 F BLACK BROWN 20 5'8" 190
 OTHER

Sec.8001Fee A fee of \$0.00, pursuant to CPLR Section 8001, was tendered to the witness.

Military I asked the person spoken to whether the defendant/respondent was in active military service of the United States or of the
 State of New York in any capacity whatever and received a negative reply. Defendant/Respondent were ordinary civilian
 clothers and no military uniform. The source of my information and the grounds of my belief are the conversations and
 observations above narrated. Upon information and belief I aver that the defendant/respondent is not in the military service of
 New York State or of the United States as the term is defined in either the State or in the Federal statutes.

Sworn Before me this day 16 of

OCTOBER 2007

DONNA L. ODRISCOLL
 NOTARY PUBLIC, State of New York
 No. 01OD6126123
 Qualified in Nassau County
 Commission Expires on 4/25/2009


 (NOTARY PUBLIC)


 DAVID A SMITH #0912050